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A MORNING PAPER.

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EDITOR

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STRAIGHT TALK TO SCORCHERS.

In New York, this month, a sentence of from seven to twenty years was passed on a chauffeur, convicted of manslaughter for killing a boy while "joy riding." This is the first conviction recorded of the kind, and the remarks of Judge Mulqueen, when passing sentence, are worth being read by everyone who undertakes to drive an automobile, especially as the precedent established in this case will probably be followed in others. The Judge said:

"This case has excited such interest that it seems proper to state briefly the principles that guide the determination of the sentence to be imposed, not that I wish to add to your suffering, but because I think the public should have a clear notion of the matter.

"It is urged by your counsel that you did not intend to kill your victim. But it is an elementary rule that a man's intent may be inferred from his acts. When you took your seat in that car you were free to drive carefully or recklessly. You chose to go at a most reckless pace. And you knew that all the people had at least an equal right to our streets and roads. You cared more for your own pleasure than for the life of any other person. You had the power to choose and you elected to do that which destroyed an innocent life and brought the deepest sorrow to a happy home. It has been said that you have been convicted for the crimes of others, and that the popular clamor produced this verdict. Nothing is further from the truth.

"Indeed, I am convinced that if you had been a wealthy man or a dissolute man the verdict would have been murder. The legal proof of murder was overwhelming. But not even the most sympathetic juror could acquit you of manslaughter. The statutes defining that crime were clearly applicable and no question of intent is involved in them. The law does not seek revenge, and punishment of one criminal is intended to serve as a warning to others.

"A difficult situation confronts us today. The automobile has come to stay. Properly used, it is a source of healthful recreation. It is an important factor in business. It affords remunerative employment for many. But it is clear that its use is fraught with the gravest danger to the people. Therefore all drivers and owners of these machines must be extremely careful. Recklessness and negligence will subject them to severe penalties. They must not seek their own pleasure or convenience at the risk of the public. It is the paramount duty of the State to protect the lives of our people.

"One of my colleagues, Judge Swann, recently gave warning to the reckless drivers of automobiles. The District Attorney has been diligent and the jurors have done their part. So it is now incumbent on the court to repeat the warning and to impose a sentence that will drive the lesson home to all.

"The next man who comes to the bar of this court charged with this offense may pay the penalty with his life.

"To the ordinary appeals for mercy I can not properly listen in so grave a case. But some of the jurors who convicted you have asked me not to inflict the maximum penalty since it is really the first case of its kind."

OUR TRADE WITH JAPAN.

Japanese imports from the United States in 1908 amounted to 78,000,000 yen, or \$39,000,000, the value of the yen being in round terms fifty cents. The share which merchandise from the United States formed of the total imports into that country was, in 1908, 17.8 per cent.; in 1898, 14.57 per cent.; and in 1888, 8.67 per cent. This total of 78,000,000 yen is practically twice as great as a decade ago, the imports from the United States in 1898 having been 40,000,000 yen, and in 1888, 5,500,000. The exports from Japan to the United States were in 1908, 122,000,000 yen; in 1898, 163,000,000; and in 1888, 63,000,000, forming in 1908, 32.2 per cent.; in 1898, 29.06 per cent.; and in 1888, 37.45 per cent. of the total exports of Japan.

These figures are from the official publication of that government, entitled "Annual Return of the Foreign Trade of the Empire of Japan, 1908," just received by the Bureau of Statistics of the Department of Commerce and Labor. A comparison of the figures of this document with those of similar official publications for earlier years shows that the value of merchandise from the United States imported into Japan in 1908 exceeded that of any earlier years except 1907 and 1905, having been in 1908 about 3,000,000 yen below the figures of 1907, and 27,000,000 below 1905, when imports from the United States in the closing year of the Russo-Japanese war were abnormally heavy. The percentage which merchandise from the United States formed of the total imports was larger in 1908 than in 1907, despite the slight falling off in total—this increase being due to the fact that Japan's total imports were materially less in 1908 than in 1907, having been in 1908, 436,000,000 yen, and in 1907, 494,000,000.

Exports to the United States from Japan exceed in most cases the imports from this country, the exports to the United States in 1907 being 131,000,000 yen, against 80,500,000 of imports therefrom; and in 1908, 122,000,000 yen, against 78,000,000 of imports.

CITY AND COUNTY ATTORNEY EXPENSES.

The City Attorney thinks that his deputies do not get paid enough. He thinks that their salaries ought to be boosted after July 1, and has said so in a formal letter to the Mayor and Supervisors. He thinks because the Legislature boosted his own pay that the city should do the same for his assistants. It apparently hasn't occurred to him that now that he is to draw down more salary he might get in and do some more work, relieving one of his assistants, although it was with the understanding that he would that some of the Oahu members of the Legislature voted for his increased pay.

Mr. Cathcart states in his letter to the Board that his office has to look after a part of the work formerly handled by the Attorney-General, but does not state that he has had for some time as large a staff as the Attorney-General. He has two deputies, which is all the Attorney-General has had for the past two years, and within one as many office assistants. The Attorney-General looked after work that Cathcart thinks is so much and did a great many other things besides, while the legal advice he gave when called upon was not pronounced poor law by the Supreme Court and did not bring discomfiture and humiliation upon the ones acting upon it.

Mr. Cathcart has made the legal department of the city altogether too expensive already. It is stated that he has contracted obligations which are unwarranted and which will have to be paid during the coming period; it is known that he has increased salaries in his office all along the line. Is it not time for the Supervisors to put a check on him? The general supposition is that the Supervisors dare not. That remains to be seen.

WIDESPREAD EXPORTS.

American exports are making their way into every corner of the globe in a wonderful manner. American mowers and reapers, for instance, are in every civilized country in the world and in many uncivilized countries, the returns of the statistical departments showing seventy-eight countries exported to.

Other machinery and other manufactures are as widespread. American lawns are turning the ground in more than seventy countries. American candles shed light in the homes of forty countries. American automobiles run along the highways of fifty nations, and American street cars run in half a hundred countries. American bicycles are used by sixty different peoples. American cottons clothe peoples in seventy countries, and as many countries use American binder twine to the value of five million dollars a year, Argentina being the best customer, with Canada a close second.

American watches mark time in Canada, the United Kingdom, Germany, practically all of the North and South American countries, China, British India, Straits Settlements, British East Indies, Hongkong, Japan, Korea, Asiatic Russia, and various island of Oceania; while American clocks of equal value were sent in 1908 to seventy-five countries of the world, the total value of watches and clocks exported in that year being about \$3,000,000.

These are the principal, but only a few of the articles we export to the four corners of the world. Fly paper and piano players, asbestos and artificial teeth, matches and motor boats, pickles and perfumery, yeast and cash registers, and a host of other articles are on our selling list.

The New York importing firm which first displayed the sheath gown to American buyers is now presenting the "pantaloon gown." Let us hope this will not live up to its name as consistently as the sheath.

MARSHALL DARRACH IS FOND OF FISHING

Marshall Darrach, the man who turns a blank platform into an orchard, a battle-field, or a ship in a storm at sea, merely by a few gestures and the magic of his voice, likes to fish and to go yachting. He is very glad to talk about fishing and any other sport on the water or in the open air, but of himself he says nothing and shuts you up with a discreet turn of the conversation when you try to get at him.

In his way Mr. Darrach is an anomaly. Here is a finished and accomplished actor who has never known the feel of grease paint and who has never acted on the theater stage. He has none of the disliked traits of the average actor. He hires no press-agent, he courts no publicity and he is as genuinely modest as he is well built and that is saying very much.

This Darrach is built like a Hercules. The fantastic drapings of modern evening dress show only the breadth of his shoulders and depth of chest, but the innate power and vigor of the man show well when he walks and the Wai-kiki bathing suit displays a biceps, forearm and leg muscles that remind one of a champion wrestler.

It is perhaps some of this muscular strength, so well mastered and graduated by his active brain, that enables him to depict his many characters and to stand the dreadful nervous strain of an entire evening's performance.

He loves Shakespeare. Perhaps that is a sine qua non in his profession. He finds no difficulty in memorizing the lines and can quote any part of any of the plays he portrays at any time. It was hard to get him to talk, even about Shakespeare, but he loosened up when a reference was made to the pungent humor of some of the lines in Twelfth Night and how they put to shame the efforts of modern slang.

"There are many lines," said Mr. Darrach, "that appear in Shakespeare's plays, which are laden with punning hits. But these hits were adapted to the times in which they were written and so I have to slaughter many of them. While the cultured listener appreciates that there is humor in the lines, he cannot possibly grasp the sense of the allusion, far less so when I am depicting every character than if the play was produced on a stage with a full cast.

"Audiences differ greatly. I have appeared so much before audiences composed of college students that I have learned not to trust to applause. College students will applaud whether they have really enjoyed and appreciated the performance or not. There is something perfunctory about it and I do not base any feeling of success on the noise made.

"Take for instance last night in the Young Hotel. There was not very much demonstration but I had one of the most pleasing audiences to talk to that I ever appeared before. There was no moving in the seats. No rustling in the audience. Everybody was attentive and, from the first few minutes, I felt that mysterious 'rapport' between myself and my listeners which always enables me to do my very best.

"Slang? Well, yes, I have often thought that much modern American slang was captured from Shakespeare. Take for instance that line of Sir Toby's I spoke last night. 'Nay, an you be an undertaker, then I'm for you.' Can your baseball writers beat that for a succinct and clever expression in the case? I think not."

Mr. Darrach will probably stay in Honolulu until July 20. He will give two extra performances after next Monday, one of which will be the Tempest. His friends are anxious to have him appear in a larger place where there will be room for more than a mere few to listen to his magic portrayals of Shakespeare's characters.

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